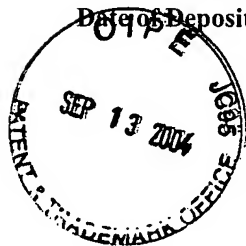


Express Mail Label No.: EV392162098US

Date of Deposit: September 13, 2004

Attorney Docket No.21402-593C (Cura 893C)



**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a utility patent is sought on the invention entitled:

NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

The specification of which was filed on August 6, 2003 with the United States Patent and Trademark Office, assigned United States Serial No. 10/635,398 and bearing Attorney Docket No. 21402-593C (Cura 893C).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application designating at least one country other than the United States listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Appln. Number	Country (if PCT, so indicate)	Filing Date (dd/mm/yy)	Priority Claimed	
			Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, § 119(e) or §120 of any United States application(s), or §365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

Application No. (U.S.S.N.)	Filing Date	Status (Patented, Pending, Abandoned)
10/160,619	June 3, 2002	Pending
60/295,661	June 4, 2001	Abandoned
60/359,122	February 21, 2002	Abandoned
60/296,404	June 6, 2001	Abandoned
60/359,035	February 22, 2002	Abandoned
60/299,949	June 21, 2002	Abandoned
60/295,607	June 4, 2001	Abandoned
60/359,964	February 27, 2002	Abandoned
60/296,418	June 6, 2001	Abandoned
60/341,562	December 14, 2001	Abandoned
60/308,890	July 31, 2001	Abandoned
60/296,575	June 7, 2001	Abandoned
60/337,477	December 3, 2001	Abandoned
60/322,297	September 14, 2001	Abandoned
60/297,414	June 11, 2001	Abandoned
60/297,573	June 12, 2001	Abandoned
60/358,978	February 22, 2002	Abandoned
60/297,567	June 12, 2001	Abandoned
60/359,121	February 22, 2002	Abandoned
60/298,285	June 14, 2001	Abandoned
60/298,528	June 15, 2001	Abandoned
60/299,133	June 18, 2001	Abandoned
60/324,669	September 25, 2001	Abandoned
60/358,656	February 21, 2002	Abandoned
60/299,230	June 19, 2001	Abandoned
60/299,949	June 21, 2001	Abandoned
60/300,177	June 22, 2001	Abandoned
60/359,034	February 22, 2002	Abandoned
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60/371,346	April 10, 2002	Abandoned
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60/360,858	March 1, 2002	Abandoned
60/379,444	May 10, 2002	Abandoned
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60/263,433	January 23, 2001	Abandoned
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60/386,971	June 7, 2002	Abandoned
60/403,732	August 15, 2002	Pending
60/406,392	August 27, 2002	Pending
60/401,597	August 7, 2002	Pending
60/404,829	August 20, 2002	Pending
60/403,574	August 14, 2002	Pending
60/402,248	August 9, 2002	Pending
60/403,485	August 13, 2002	Pending
60/402,815	August 12, 2002	Pending

PCT International Applications designating the United States:

PCT International Application No.	PCT Filing Date	Status

I hereby appoint the attorneys and/or agents associated with Mintz Levin Cohn Ferris Glovsky & Popeo, Customer Number 30623 and Wendy Davis, Reg. No. 38,427, Kausalya Santhanam, Reg. No. 53, 552, Edward Timmer, Reg. No. 46,248, and George Yahwak, Reg. No. 26,824, all of CuraGen Corp., 555 Long Wharf Drive, 9th Floor, New Haven, CT 06511 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all telephone calls to Ivor R. Elrifi at telephone number 617/348-1747.

Please address all correspondence to the address associated with Customer Number 30623.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or patent issued thereon.

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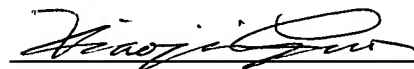
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